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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/507,942	07/27/95	SCOTT	K SCO-101
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JOHN R BENEFIEL
280 DAINES STREET
SUITE 100 B
BIRMINGHAM MI 48009

32M1/3619

ELEY, T EXAMINER

ART UNIT	PAPER NUMBER
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3203

DATE MAILED:

06/19/96

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary

Application No.

08/507,942

Applicant(s)

K. Scott

Examiner

Timothy V. Eley

Group Art Unit

3203



☐ Responsive to communication(s) filed on _____

☐ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire three month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

☒ Claim(s) 1-3 is/are pending in the application.

Of the above, claim(s) _____ is/are withdrawn from consideration.

☐ Claim(s) _____ is/are allowed.

☒ Claim(s) 1-3 is/are rejected.

☐ Claim(s) _____ is/are objected to.

☐ Claims _____ are subject to restriction or election requirement.

Application Papers

☒ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
☐ received.

☐ received in Application No. (Series Code/Serial Number) _____.

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☒ Notice of References Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

☐ Interview Summary, PTO-413

☒ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

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DETAILED ACTION

Drawings

1. The drawings are objected to because it appears that figure 2 is not labelled. Correction is required.

Specification

2. The disclosure is objected to because of the following informalities:

- ✓ a. Numeral "14" (page 4, line 1) is not seen in the drawings.
- b. The following phrases are vague, indefinite, and/or awkwardly and confusingly worded:
 - ✓ i. "(f)igure...practice" (page 3, lines 6-8);
 - ✓ ii. "(f)igure...2" (page 3, lines 12-14);
 - ✓ iii. "with...clamp" (page 3, lines 22 and 23);
 - ✓ iv. "(a)...34." (page 4, lines 30-33); and
 - ✓ v. "to...down" (page 6, line 2).

Appropriate correction is required.

Claim Rejections - 35 USC § 112

3. Claims 1-3 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

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a. The following phrases in the claims lack proper antecedent basis since they were not properly earlier referred to:

- i. "both...surfaces"(claim 1,line 7; a set may be more than 2);
- ii. "the...path"(claim 1,line 9);
- iii. "both...surfaces"(claim 1,lines 11 and 12; a set may be more than 2);
- iv. "the mounts"(claim 2,line 20); and
- v. "the reel blade"(claim 2,line 2).

b. The following phrases in the claims are vague, indefinite and/or awkwardly and confusingly worded, therefore, it is not readily apparent as to exactly what is being claimed:

- i. "energizing...surfaces"(claim 1,lines 14 and 15; This phrase is awkwardly worded since it is not readily apparent as to exactly what is meant by "associated". How are the electromagnets associated?); and
- ii. "to sharpen...surfaces"(claim 1,lines 17 and 18; This phrase is awkwardly worded.).

c. Claim 2 is not consistent with the preamble to claim 1 since claim 2 appears to be drawn to a method of mounting a bedknife and not a method of sharpening bedknives.

Conclusion

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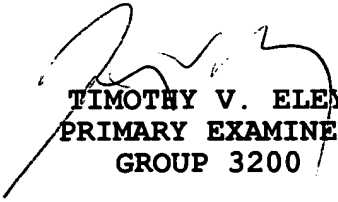
4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

5. No art rejections have been applied to the claims since they are not fully understood, and therefore it is not readily apparent as to exactly what is being claimed.

6. Documents related to the instant application may be submitted to Group 3200 by facsimile transmission. Transmissions can be received from applicant(s) at all times. Documents should be faxed to Group 3200 Facsimile Center. The faxing of such documents must conform with the notice published in the Official Gazette, 1096 OG (October 19, 1988). Applicant is reminded to clearly mark any transmission as "DRAFT" if it is not to be considered as an official response. The Group 3200 Facsimile Center number is (703)305-3579 for formal papers and (703)305-9835 for informal papers.

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Timothy V. Eley whose telephone number is (703)308-1824. The examiner can normally be reached on Monday-Friday between 6:30 AM and 3:00 PM.

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June 10, 1996



TIMOTHY V. ELEY
PRIMARY EXAMINER
GROUP 3200